CANCELLED CANCELLED

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (C.G.)

Civil revision No. 339/2003

Single Bench

APPLICANT: - Rupdas Manikpuri S/o Lujhava R/o village Mohatara Tehsil Sakti District Janjgir-Champa.

VERSUS

NON APPLICANT: - Chotalal S/o Sehublal aged 55 years Bedakot Tehsil Sakti district Champa.

CIVIL REVISION UNDER SECTION 115 CIVIL-PROCEDURE CODE

(55)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक CR 339/05 **सन् 200**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

21.11.2005:

Shri S.V. Purohit learned counsel for the applicant.

Heard.

Learned counsel for the applicant by the instant revision petition has impugned the legality of the order dated 4.10.2003 by which the execution petition preferred by the applicant has been rejected by the executing Court. However, learned counsel for the applicant seeks to withdraw this petition as the same is not maintainable in view of the decision of the Supreme Court in the matter of **Surya Devi Rai Vs. Ram Chander Rai and others** reported in **(2003) Vol. 6** as well as in the matter of **Shiv Shakti Coop. Housing Society, Nagpur Vs. Swaraj Developers and others** reported in **(2003) 6 SCC 659.** He also prays for liberty to take up appropriate proceedings available to him under the law.

In view of above, the revision petition is dismissed as withdrawn with liberty as aforesaid.

Sd/-
Dhirendra Mishra
Judge

SP/FS/2005 - 20,000

25.11.05